

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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**DONALD WILLIAMS,**

Plaintiff,

v

Case No. 1:06-CV-0635

Hon. Robert Holmes Bell  
Chief, U.S. District Judge

**GRAND RAPIDS PUBLIC LIBRARY,**

Defendant.

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**DONALD WILLIAMS**

44 ½ S. Division., Apt. 37  
Grand Rapids, MI 49503

**DANIEL A. OPHOFF (P23819)**

Assistant City Attorney  
Attorney for Defendant  
300 Monroe Ave., NW, Suite 620  
Grand Rapids, MI 49503  
(616) 456-4023

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**RESPONSE TO MOTION TO AMEND PLEADINGS  
AND MOTION FOR SETTLEMENT CONFERENCE**

Defendant Grand Rapids Public Library, by its attorney Daniel A. Ophoff, Assistant City Attorney for the City of Grand Rapids, states that it does not object to the requested amendment to pleadings filed by the Plaintiff before the case management cut-off date for motions to amend pleadings. Plaintiff's complaint asserts important constitutional rights have been improperly denied. While, Defendant claims the factual support for Plaintiff's complaint is and continues in the amended pleadings to be extremely weak or will ultimately provide grounds for dismissal of all of Plaintiff's claims, he should be given a single opportunity to amend his pleadings.

Defendant requests that Plaintiff be instructed to file an appropriate pleading entitled First Amended Complaint with the Court.

Defendant Grand Rapids Public Library also does not object to scheduling alternative dispute resolution in this matter. Defendant requested alternative dispute resolution in the joint status report. However, Defendant asserts that any alternative dispute resolution, in order to be effective, should be scheduled after the deadline for dispositive motions and all decisions related to those motions. Defendant requests the standard track case evaluation ADR assignment for this case.

Plaintiff did not contact counsel for Defendant to seek acquiescence for either of these motions.

Respectfully submitted,

Dated: February 6, 2007

By: /s/ Daniel A. Ophoff  
**DANIEL A. OPHOFF (P23819)**  
Assistant City Attorney  
*Attorney for*  
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